

ZONING BOARD OF REVIEW

AGENDA

WEDNESDAY, July 7, 2010

7:30 P.M. AT TIVERTON TOWN HALL

343 HIGHLAND ROAD

- 1. Millenium Renewable Energy, LLC (appeal)**
- 2. Millenium Renewable Energy, LLC by their Attys, Silva, Thomas, Martland & Offenbergl, LTD (special use/variance request) continued
2-3, 3-3, 4-7**
- 3. Jeffrey Bernard (variance request)**
- 4. Lawrence J. Ferry, III (special use/variance)**
- 5. Administrative Items (minutes, decisions, motions, etc.)**

**INDIVIDUALS REQUESTING INTERPRETER SERVICES FOR THE
HEARING IMPAIRED MUST CALL 625-6715 SEVENTY-TWO (72)**

HOURS IN ADVANCE OF THE MEETING.

THE ABOVE LOCATION IS ACCESSIBLE TO THE HANDICAPPED.

The following petitions were received and will be heard by the Tiverton Zoning Board of Review on Wednesday, July 7, 2010 at 7:30 p.m. at the Tiverton Town Hall, 343 Highland Road.

Meeting the submission deadline does not guarantee your petition will be heard due to the length of the agenda and time constraints.

A petition has been filed by David P. Martland of Silva, Thomas, Martland & Offenber, LTD of Middletown, RI appealing the decision of the Building/Zoning Official to issue a letter dated February 10, 2010 regarding a Special Use/Variance petition dated December 8, 2009 in order to construct a 343 foot wind turbine tower at Fish Road, Tiverton, RI being Maps 1-12 & 2-11 Block 92 Card 17 on the Tiverton Tax Assessor's maps in a R40 zoning district.

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A petition has been filed by Millenium Renewable Energy, LLC by their Attorneys, Silva, Thomas, Martland & Offenber, LTD of Middletown, RI requesting a special use permit to Article IV Section

5.d. of the Tiverton Zoning Ordinance in order to construct a 343 foot wind turbine tower at Fish Road, Tiverton, RI being Maps 1-12 & 2-11 Block 92 Card 17 on the Tiverton Tax Assessor's maps whereby a special use permit is required in a R40 zoning district.

A petition has been filed by Millenium Renewable Energy, LLC by their Attorneys, Silva, Thomas, Martland & Offenber, LTD of Middletown, RI requesting a variance to Article V Section 1 of the Tiverton Zoning Ordinance in order to construct a 343 foot wind turbine tower at Fish Road, Tiverton, RI being Maps 1-12 & 2-11 Block 92 Card 17 on the Tiverton Tax Assessor's maps exceeding maximum height which is currently allowed in a R40 zoning district.

A petition has been filed by Jeffrey Bernard of Westport, MA requesting a variance from Article V Section 1 of the Tiverton Zoning Ordinance in order to allow an existing foundation to remain at 79 Raider's Way, Tiverton, RI being Map 2-8 Block 92 Card 81-25 on Tiverton Tax Assessor's closer to the front yard setback than is currently allowed in a R40 zoning district

A petition has been filed by Jeremiah R. Leary of 1340 Main Road, Tiverton, RI requesting a variance from Article V, Sections 1 and 2.b, Article XIV Section 5, Article VIII Sections 3, 3(d) and 3(d)(3) in order to raze an existing single family dwelling and shed, relocate another single family dwelling to where the razed dwelling was and to construct a new single family dwelling where the dwelling that was

re-located was, all located at 44, 56, 65 & 67 Borden Lane, Tiverton, RI being Map 4-11 Block 113 Cards 28A & 28B with more than one principal use and structure on the lot, closer to the rear and side yard setbacks, extending, enlarging or moving a non-conforming use and exceeding allowed density, within 200 feet of Stafford Pond and exceeding 10% coverage allowed in a R60 zoning district within the watershed protection district.

A petition has been filed by Jeremiah R. Leary of 1340 Main Road, Tiverton, RI requesting a special use permit to Article VI Section 7, Article VIII Sections 3, 3(d) and 3(d)(3) in order to raze an existing single family dwelling and shed, relocate another single family dwelling to where the razed dwelling was, to construct a new single family dwelling where the home that was re-located was and to install an onsite wastewater treatment system located at 44, 56, 65 & 67 Borden Lane, Tiverton, RI being Map 4-11 Block 113 Cards 28A & 28B within 200 feet of Stafford Pond, exceeding allowed density, with uses not specifically permitted or prohibited and exceeding 10% coverage allowed in a R60 zoning district within the watershed protection district which require a special use permit.